## IN THE UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY, NEWARK DIVISION

ISRAEL ALBERT ALMEIDA and	)
MICHAEL R. TUMMINELLI	)
	) Case No. 2:16-cv-03411-KM-JBC
Plaintiffs,	)
	)
v.	) PROPOSED ORDER
	)
THE HON. N. PETER CONFORTI, et al.	)
	)
	)
Defendants.	)
	)
Defendants.	) ) )

## PROPOSED ORDER

On the basis of the briefs and supporting documents submitted by counsel for the respective parties, including the Verified Complaint filed in this matter, the Court hereby:

- 1. GRANTS Plaintiffs' Motion for Preliminary Injunction; and
- 2. ORDERS that for the pendency of this litigation, Plaintiffs shall be issued permits to carry a firearm, either openly or concealed; and
- 3. ORDERS an injunction restraining Defendants Chief Richards and Chief Danielson, and their officers, agents, servants, employees, and all persons in concert or participation with them who receive notice of this injunction, from enforcing the justifiable need standard so as to deny, restrict, or limit Permits to Carry or applications for same for any reason other than those reasons specifically codified in the statutes and regulations of the State of New Jersey; and

- 4. ORDERS an injunction restraining Defendants Chief Richards and Chief Danielson and the Attorney General, and their officers, agents, servants, employees, and all persons in active concert or participation with them who receive notice of this injunction, from enforcing the Handgun Permit Laws so as to deny, restrict, or limit Permits to Carry or applications for same on the ground that an applicant does not have justifiable need as defined in the New Jersey administrative code which is ultra vires; and
- 5. ORDERS an injunction directing Chief Richards and Chief Danielson to approve the application for Tumminelli and Almeida for Permits to Carry.

It is SO ORDERED this the day of	, 2016.
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The Honorable Kevin McNulty United States District Judge